PART III—Section 2

NOTIFICATIONS BY THE HEADS OF DEPARTMENTS

JUDICIAL DEPARTMENT

IN THE HIGH COURT OF MYSORE AT BANGALORE.

Notification No. R. Dis. 1 *of* 36-37, *dated the* 18*th July* 1936.

Under the provisions of Part X of the Code of Civil Procedure, 1911, and with the previous sanction of the Government of His Highness the Maharaja of Mysore the High Court hereby makes the following amendment of Rule 5 (1) of Order IX of the said Code, *viz.*—

Substitute the following for the present Rule 5 (1) of Order IX of the Code of Civil Procedure, 1911 :—

5 (1) Where, after a summons has been issued to the defendant, or to one of several defendants, and returned unserved, the plaintiff fails, *for a period of three months from the date fixed in the summons for such defendant to appear*, to apply for the issue of a fresh summons, the Court may make an order that the suit be dismissed as against such defendant unless the plantiff has within the said period satisfied the Court that—

(*a*) he has failed after using his best endeavours to discover the residence of the defendant who has not been served, or

(*b*) such defendant is avoiding service of processes, or

(*c*) there is any other sufficient cause for extending the time,

in which case the Court may extend the time for making such application for such period as it thinks fit.

A. SUNDARARAJA RAO,
Registrar.

IN THE COURT OF THE DISTRICT JUDGE AT BANGALORE DIVISION, BANGALORE.

Insolvency Application No. 5 *of* 1933-34.

P. Chennalingappa, Mandi Merchant, Fort, Bangalore City ... *Petitioner.*

vs.

Mandi Harianna and others ... ... *Opponents.*

Pursuant to a petition, dated 31st October 1933, against the opponents and on the application of the petitioner, and on reading the petition and hearing the opponents, it is ordered that the debtor be and the said debtor is hereby adjudged insolvent.

Dated this 13th day of July 1936.
Creditors to prove debts by 8th September 1936.
Time for discharge—six months.

Insolvency Application No. 1 *of* 1934-35.

M. N. Gangadhara Rao, Actor in Gubbi Theatrical Company, Bangalore ... ... *Petitioner.*

vs.

Kerodi Narasinga Rao, and others ... ... *Opponents.*

Pursuant to a petition, dated the 14th July 1934, against the opponents and on the application of the petitioner, and on reading the petition and hearing the opponents, it is ordered that the debtor be and the said debtor is hereby adjudged insolvent.

Dated this 2nd day of July 1936.
Creditors to prove debts by 19th August 1936.
Time for discharge—one year.

Insolvency Application No. 4 *of* 1935-36.

C. D. Varadaraja Mudaliar, residing in Chetpat village, Arni Taluk, North Arcot District ... ... *Petitioner.*

vs.

Venkatasami and others ... ... *Opponents.*

Pursuant to a petition, dated 11th November 1935, against the opponents and on the application of the petitioner and on reading the petition and hearing the opponents, it is ordered that the debtor (petitioner) be and the said debtor is hereby adjudged insolvent.

Dated this 10th day of July 1936.
Creditors to prove debts by 12th September 1936.
Time for discharge—one year.

T. SINGARAVELU MUDALIAR,
District Judge.

IN THE COURT OF THE SUBORDINATE JUDGE AT BANGALORE.

Insolvency Application No. 57 *of* 1934-35.

M. Venkata Rao, son of Malur Girdhara Rao, residing at Basavangudi, Bangalore City ... ... *Petitioner.*

vs.

1. J. Venkata Rao, Basavangudi, Bangalore City and others ... *Opponents.*

Pursuant to a petition, dated the 5th day of October 1934, against the opponents and on the application of M. Venkata Rao, and on reading the application and hearing on 17th July 1936, it is ordered that the debtor be and the said debtor is hereby adjudged insolvent.

Dated this 17th day of July 1936.

Insolvency Application No. 117 *of* 1934-35.

Y. Narasimhaiah Setty, son of Y. Sri Rangiah, Doddapet, Bangalore City ... ... *Petitioner.*

vs.

1. K. Kundanamull, Chickpet, Bangalore City and others ... *Applicants.*

On the application of Y. Narasimhaiah Setty, dated the 19th day of February 1935, and for absence of the petitioner on the hearing date, it is ordered that the order of adjudication, dated 28th June 1935, against the petitioner Y. Narasimhaiah Setty, be and the same is hereby annulled.

Insolvency Application No. 22 *of* 1935-36.

T. Narasimhachari, son of Tatachari, residing at Palace Guttahalli, Bangalore and Accountant in the Office of the Director of Public Instruction, Bangalore ... ... *Petitioner.*

vs.

1. Shamsulla Haq Khan, Ragipet, Bangalore City and others ... *Opponents.*

Pursuant to a petition dated the 6th day of August 1935, against the opponents and on the application of T. Narasimhachari, and on reading the application and hearing on 17th July 1936, it is ordered that the debtor be and the said debtor is hereby adjudged insolvent, subject to paying Rs. 20 per month.

Dated this 17th day of July 1936.
Creditors to prove debts by 14th August 1936.
Discharge—one year.
Official Receiver will take charge of the "B" Schedule properties.

Insolvency Application No. 62 *of* 1935-36.

B. Krishna Moorthy, son of B. Venkata Krishniah, 3rd Road, Chamarajapet, Bangalore City ... ... *Petitioner.*

vs.

1. Dhanraj Heerachand, Money-lender, Cottonpet, Bangalore City ... *Opponent.*

Pursuant to a petition dated 15th day of October 1935, against the opponent and on the application of B. Krishna Moorthy, and on reading the application, and hearing on 17th July 1936, it is ordered that the debtor be and the said debtor is hereby adjudged insolvent, subject to paying Rs. 7 per month.

Dated this 17th day of July 1936.
Creditor to prove debts by 14th August 1936.
Discharge—one and a half years.

Insolvency Application No. 69 *of* 1935-36.

V. L. Thiruvengada Mudaliar, son of Loganatha Mudaliar, residing at Cottonpet, Bangalore City ... . *Petitioner.*

vs.

1. Ratnaji, Sowcar, Arcot Srinivasa Char Road, Bangalore City and others .... *Opponents.*

Pursuant to a petition, dated 31st day of October 1935, against opponents, and on the application of V. L. Thiruvengada Mudaliar, and on reading the application and hearing on 17th July 1936, it is ordered that the debtor be and the said debtor is hereby adjudged insolvent subject to paying Rs. 25 per month.

Dated this 17th day of July 1936.
Creditors to prove debts by 21st August 1936.
Discharge by one year.

G. KRISHNAMURTI,
Subordinate Judge.

IN THE COURT OF THE MUNSIFF AT KOLAR GOLD FIELDS.

Insolvency Application No. 33 *of* 1935-36.

Surya Kunji, son of Ballan, Concrete-Maistry under Contractor Ariyur Narayanaswamy, Marikuppam ... ... *Petitioner.*

vs.

(1) H. Kesarimull Singhi, (2) B. Thejraj and (3) V. N. Pookraj, all reside at Andersonpet ... ... *Opponents.*

Pursuant to a petition, dated the 20th day of September 1935, against creditors and on the application of the petitioner, and on reading the petition and hearing the parties, it is ordered that the debtor be and the said debtor is hereby adjudged insolvent.

Dated this 14th day of July 1936.
Time for discharge—two years.
Proof of debts—6th October 1936.

Insolvency Case No. 67 *of* 1935-36.

T. Nagappa, son of Thirthagiriappa, Bowringpet ... ... *Petitioner.*

vs.

(1) Miachand, Moneylender, Bowringpet ... .. *Opponent.*

Pursuant to a petition dated 5th December 1935, against the creditor and on the application of the petitioner and on reading the petition and hearing the petitioner, it is ordered that the debtor be and the said debtor is hereby adjudged insolvent.

Dated this 14th day of July 1936.
Time for discharge—six months.
Proof of debts—6th October 1936.

Insolvency Application No. 73 *of* 1935-36.

... Velayudham, son of Kuppe, Blacksmith, Marikuppam ... *Petitioner.*

vs.

(1) Bodidoss, (2) S. Prathapmull, (3) B. Seshamull, (4) S. Himmathmull; 1, 2 and 4 reside at Andersonpet, and 3rd resides at Robertsonpet. ... ... *Opponents*

Pursuant to a petition, dated 4th January 1936, against creditors and on the application of the petitioner and on reading the petition, and hearing the petitioner, it is ordered that the debtor be and the said debtor is hereby adjudged insolvent.

Dated this 14th day of July 1936.
Time for discharge—two years.
Proof of debts—6th October 1936.

Insolvency Application No. 86 *of* 1935-36.

R. Manikyam, son of Rajaratnam, Painter, Mysore Mines ... *Petitioner.*

vs.

(1) Sivaraj Singhi by Agent Deepchand, (2) Roopraj Chandanmull, (3) Ameerjan, (4) Parthasarathy Setty, (5) Syed Ahmed, (6) Dorasamy Mudaliar, (7) S. Gangaram, (8) Kareem Sab, 1, 2, 3, 4, 5, 6 and 8 reside at Andersonpet, and 7th at Robertsonpet ... ... *Opponents.*

Pursuant to a petition, dated 27th January 1936, against creditors and on the application of the petitioner, and on reading the petition and hearing the petitioner, it is ordered that the debtor be and the said debtor is hereby adjudged insolvent.

Dated this 14th day of July 1936.
Time for discharge —two years.
Proof of debts—13th October 1936.

Insolvency Application No. 108 *of* 1935-36.

Mrs. W. Abraham, wife of Mr. W. Abraham, Edger's Block, Marikuppam ... . *Petitioner.*

vs.

(1) Dhookalchand, (2) B. Thejraj, (3) Ratanchand and (4) S. Himmathmull, all reside at Andersonpet. .. ... *Opponents.*

Pursuant to a petition dated the 24th day of February 1936, against creditors, and on the application of the petitioner and on reading the petition and hearing the petitioner, it is ordered that the debtor be and the said debtor is hereby adjudged insolvent.

Dated this 14th day of July 1936.
Time for discharge—two years.
Proof of debts—28th July 1936.

Insolvency Application No. 111 *of* 1935-36.

M. Mari, son of Mari Butler, under Mr. Stargo, Marikuppam ... *Petitioner.*

vs.

(1) N. Balchand, by Agent Jugraj, (2) Seetharam, (3) M. Pookraj, (4) H. Kesarimull, (5) Perumal, (6) Arokiasamy and (7) S. Ponnalal; 1, 2 and 4 reside at Andersonpet, and 3 5, 6 and 7 reside at Marikuppam .. .. *Opponents.*

Pursuant to a petition, dated 29th February 1936, against creditors, and on the application of the petitioner, and on reading the petition and hearing the petitioner, it is ordered that the debtor be and the said debtor is hereby adjudged insolvent.

Dated this 14th day of July 1936.
Time for discharge—two years.
Proof of debts—13th October 1936.

N. SAMAIENGAR,
Munsiff.

IN THE COURT OF THE DISTRICT JUDGE, SHIMOGA DIVISION.

Insolvency Case No 2 *of* 33-34.

Gowra Setty *bin* Keshava Setty, resident of Chikmagalur ... *Petitioner (Debtor).*

vs.

1. M. V. Marulasiddiah, 2. Marwadi Kundanmal Umedmal Co., 3. B. K. Raghavendra Rao, 4. Secretary, Chikmagalur Town Co-operative Society, 5. Haji Ahamed Moosa Sait,

6. Lakshmiah *bin* Appanna, 7. Indavarada Rudre Gowda, 8. M. Raghavendra Rao *bin* Narayana Rao, 9. Yellappa Setty, 10. B. N. Hanumanthappa, 11. Himmathmal Gulalchand, Co., 12. S. K. Venkatachala Setty, 13. Marwadi Jawar Chand, 14. Khasim Alli Sait, 15. Secretary, Bangalore Central Co-operative Bank, Opponents 2, 4, 6, 10, 11, 12 and 13 are the residents of Chikmagalur. Opponents 1, 5 and 8 are residents of Shimoga. Three and 15 are residents of Bangalore. Seven is the resident of Indavara, Chikmagalur Taluk. Ninth is the resident of Sakrepatna. Fourteenth is the resident of Arasikere. *Opponents.*

Pursuant to a petition, dated 15th December 1933, against opponents and on the application of the debtor, Gowra Setty and on reading the said application and hearing, it is ordered that the said debtor be and the said debtor is hereby adjudged insolvent.

Dated this 4th day of July 1936.

S. R. RAMASWAMI AIYAR,
District Judge.

KOLAR DISTRICT.

Notification, dated 15th July 1936.

Notice is hereby given that the undermentioned properties are lying unclaimed in the Court of the Amildar-Magistrate, Sidlaghatta Taluk, and if claims thereto are not established within six months from the date of notification in the *Mysore Gazette*, the said properties will be at the disposal of the Government under Section 524 (1) of the Criminal Procedure Code :—

Description.

Sl. No.	Property Register No.	By whom produced	Description of the properties
1	P. R. 1—34-35 ...	Produced by Kasba Police Daffedar, on 31st August 1934, with Malform No. 21—26-6-1934.	(1) A small trunk having a lock containing fancy articles, (2) One cloth bag, (3) One old red shawl, (4) One old carpet, (5) One bottle containing a small amount of oil.
2	P. R. 2—34-35 ...	Produced by Kasba Police Daffedar, on 31st August 1934, with Malform No. 22—26-6-1934.	(1) One old Vox bag, (2) Three small films, (3) Thirteen leather stitching needles, (4) Eight iron nails, (5) Three pegs, (6) One "Rampi" (ರಂಪಿ) (7) Two "sano" (ಸಾಣೆ) stover, (8) One shuttle (ನಾಡಿ-ಕೊಂಡು), (9) One plyer (ಪ್ಲಿಕಾರಿ).
3	P. R. 3—34-35 ...	Produced by Dibburahalli Range Police, on 20th September 1934, with Malform No. 6—19-9-1934.	(1) One silver sarige, (wristlet), (2) Two toe bronze rings, (3) One nose screw with a red stone, (4) One square and one round gold thattu, (5) One gold thali, (6) Three gold kolavi (small).

Notification No. Jl. C. 255—36-37, dated 16th July 1936.

Under Section 407 (2), Criminal Procedure Code, it is hereby directed that all appeals from convictions by the Bench of Honorary Magistrates of Malur, Mulbagal and Chintamani shall be heard by the Special First Magistrate, Kolar (Mr. H. K. Veerabasaviah, B.A., B.L.,).

J. APPAJI GOWDA,
District Magistrate.

KADUR DISTRICT.

Notification No. L. Dis. 119—36-37, dated 16th July 1936.

Under Section 37 of the Code of Criminal Procedure, 1904, as amended from time to time, Mr. E. da. Costa, B.A. (Oxon.), Amildar of Chikmagalur Taluk, who is an *ex-officio* Second Class Magistrate, is hereby empowered to act under Section 144, Criminal Procedure Code, within the area comprising in his revenue jurisdiction.

M. ABDUL HUKH,
District Magistrate.

IN THE COURT OF THE *EX-OFFICIO* FIRST CLASS MAGISTRATE, DAVANGERE.

Notification.

Notice is hereby given under section 524, Criminal Procedure Code, that the undermentioned properties are lying unclaimed in the court of the *Ex-Officio* First Class Magistrate, Davangere, and if they are not claimed by the owners within six months from the date of